

**KIRKLAND POLICE DEPARTMENT**

123 5th Avenue Kirkland, WA 98033

CASE# 2017-00015437

**CASE REPORT****NARRATIVE****Case Narrative****Case Number: 17-15437****Assault****Date: 05-18-2017****Ofc. P. Spak #629**

On 05-09-2017, at approximately 1746 hours, while on uniformed patrol in the City of Kirkland, County of King, State of Washington, I was dispatched to a Sex Offense at the Fairfax Hospital, 10200 NE 132nd ST, reference Case Number 17-15428. While investigating the Sex Offense, I was contacted by a nurse of Fairfax Hospital, who said that [3 - Not Juvenile Off] (DOB [REDACTED]) wanted to report an Assault that had occurred earlier in the day.

I contacted [3 - Not Juvenile Off] who explained to me the following in a written statement:

On 05-09-2017 at about 5:30 pm, [3 - Not Juvenile Off] was on the phone with his mom. The conversation [3 - Not Juvenile Off] was having with this Mom angered him. [3 - Not Juvenile Off] walked back to his room at Fairfax, which he shares with [1 - Juvenile Off-Susp] (DOB [REDACTED]). [3 - Not Juvenile Off] said, "I was angry, and I put an empty cup of water into another cup, and the water over flowed onto [REDACTED] court paper's." [1 - Juvenile Off-Susp] then said, "What the fuck did you do that for?" [3 - Not Juvenile Off] said, "I don't give a fuck." [1 - Juvenile Off-Susp] then used his right hand, and punched [3 - Not Juvenile Off] in his face on his left cheek, causing pain. [3 - Not Juvenile Off] fell to the ground, and for a second he was unable to get up. [1 - Juvenile Off-Susp] then said, "I'll knock your ass out of you do that again."

While [3 - Not Juvenile Off] was telling me the above statement, his eyes filled with tears. [3 - Not Juvenile Off] had a visible bruise on his left cheek. I took photos of [3 - Not Juvenile Off] face, see attached case photos. [3 - Not Juvenile Off] told me he would like to pursue charges for the assault.

At approximately 2020 hours, I talked with [1 - Juvenile Off-Susp]. I read [1 - Juvenile Off-Susp] his Miranda Rights, which were read off my department Issued Miranda Card. I also read [1 - Juvenile Off-Susp] the Juvenile Warnings, also read off my department issued card. [1 - Juvenile Off-Susp] said, "I want to speak with an attorney." I did not question [1 - Juvenile Off-Susp] and this was where my contact with [1 - Juvenile Off-Susp] ended.

I reviewed all possible angles of video footage of the assault. There is no footage of the actual assault, but the video footage does corroborate [3 - Not Juvenile Off] story; that [1 - Juvenile Off-Susp] and [3 - Not Juvenile Off] were in the same room together, and that [3 - Not Juvenile Off] did spill water on [1 - Juvenile Off-Susp] court papers.

REPORTING OFFICER

629 Spak

DATE

5/9/2017

REVIEWED BY

Vickers, Michael W

5/18/2017

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## CASE REPORT

### NARRATIVE (continuation)

Due to the following facts and circumstances: That [REDACTED] did provide a written statement stating [REDACTED] 1 - Juvenile Off-S... punched him in the face with his right hand, that [REDACTED] 3 - Not Juvenile Off-S... did have an injury with bruising on his left cheek, causing pain, that video footage puts [REDACTED] 1 - Juvenile Off-S... in the same room with [REDACTED] 1 - Juvenile Off... during the time of the assault, I developed probable cause to charge [REDACTED] 3 - Not Juvenile Off... with RCW 9A.36.041 Assault 4<sup>th</sup> Degree. The charge will be forwarded to the King County Juvenile Prosecutor for Review.

All the proper forms were submitted into the case jacket. Photos have been uploaded.

N/F

REPORTING OFFICER

629 Spak

DATE

5/9/2017

REVIEWED BY

Vickers, Michael W

5/18/2017